

Forest Land-Aurangabad

Diversion of 0.960 ha. Forest land under section-2 of the Forest (Conservation) Act, 1980 for Improvement of the Major District Road (MDR-21) Section Mahismal-khultabad in the State of Maharashtra.

**Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-2423/C.R.154/F-10
Mantralaya, Mumbai-400 032.
Date: 16.11.2023**

Ref.:

- 1) Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, Letter No.Desk-17 / Nodal / Aurangabad / ID-111350 / 186 /2023-24, Dt.20.04.2023.
- 2) Revenue and Forest Department, Government of Maharashtra, Order No. FLD-2423/C.R.154/F-10, Dt. 31.05.2023.
- 3) Additional Principal Chief Conservator of Forests & Nodal Officer, M.S. Nagpur, Letter No. Desk-17 / 2 / Nodal/ Aurangabad / ID-410352(38) / 1802 / 2023-24, dt.12.09.2023.

Order :

Whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide his letter under reference No.1 has submitted a proposal to the State Government, which was received from Executive Engineer, Public Works Division, Aurangabad for 0.960 ha. Forest land under Forest (Conservation) Act, 1980 for Improvement of the Major District Road (MDR-21) Section Mahismal-khultabad in the State of Maharashtra;

AND whereas, Government of Maharashtra after due consideration, vide its order under reference No. 2 accorded 'in-principle' approval with certain conditions to above proposal for diversion of 0.960 ha. Reserved Forest land under section 2 of Forest (Conservation) Act, 1980;

AND whereas, the Additional Principal Chief Conservator of Forests & Nodal Officer, Maharashtra State, Nagpur, vide letter under reference No.3 has submitted compliance of those conditions to the Government of Maharashtra;

NOW, therefore, in exercise of powers conferred to State Government under general approval given vide MoEF&CC, Government of India's Handbook of Guidelines for effective and transparent implementation of the provisions of Forest (Conservation) Act, 1980 [Chapter-4, Para-4.3], Government of Maharashtra is pleased to grant **Final Approval** for Diversion of 0.960 ha. Reserve Forest Land.

Therefore, the Government of Maharashtra directs that 0.960 ha. Forest Land consisting of Reserved Forest Land more specifically described in the proposal submitted vide letter under reference No.1 and mentioned in the Schedule given below, be diverted to the User Agency, i.e. Executive Engineer, Public Works Division, Aurangabad for Improvement of the Major District Road (MDR-21) Section Mahismal-khultabad in Aurangabad district in the State of Maharashtra.

This approval for diversion of forest land is also subject to compliance of following conditions by the User Agency-

1. Deputy Conservator of Forests (T), Aurangabad should ensure that, the fulfilment of Condition No.2 and other conditions mentioned in the order, dated 31.05.2023, before giving actual possession of forest land to User Agency.
2. The diversion shall be effected subject to the terms and conditions mentioned in the Order dated 31.05.2023.
3. The Chief Conservator of Forests / Deputy Conservator of Forests will reconfirm that compliances under the Wild Life (Protection) Act, 1972 and Environment (Protection) Act, 1986 are not needed for the project.
4. The User Agency shall comply with all the conditions stipulated in the above mentioned 'in-principle' and in this order of Government of Maharashtra. The Conservator of Forests (Territorial), Aurangabad shall ensure the strict compliance of the conditions by the User Agency. CCF will furnish the report in this regard to Additional Principal Chief Conservator of Forests and Nodal Officer, Maharashtra State, Nagpur from time to time.
5. Non-compliance of any of the conditions mentioned in Government of Maharashtra's order dated 31.05.2023, in this order and Rules and Guidelines made / issued under Forest (Conservation) Act, 1980, shall amount to violation of Forest (Conservation) Act, 1980 and action would be taken accordingly.
6. In case of non-compliance of any of the above conditions, the concerned Chief Conservator of Forests / Deputy Conservator of Forests shall report through the State Government to Deputy Director General of Forests (Central), Regional Officer, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur as per procedure laid down in the guidelines under the Forest (Conservation) Act, 1980.

SCHEDULE

Sr. No.	Item work purpose	Name of Village	Gut No.	Comp. No.	Length & Width in Mtrs.	Area required (in ha)	Legal Status
1	Road	Mahaismal	89	41 A	800 X 12	0.960	Reserved Forest
Total Forest Land (in ha.)						0.960	

This Government Order is available on Government of Maharashtra's website www.maharashtra.gov.in with reference no. 202311161715524419 This order has been signed digitally.

By order and in the name of the Governor of Maharashtra,

(Ganesh Jadhao)

Under Secretary to the Government of Maharashtra

Copy to:

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Principal Chief Conservator of Forests (HoFF), Maharashtra State, Nagpur
3. Deputy Director General of Forests (Central), Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
4. Principal Chief Conservator of Forests (Wildlife), Maharashtra State, Nagpur
5. Additional Principal Chief Conservator of Forests and Nodal Officer, M.S., Nagpur
6. APCCF & Chief Executive Officer (Maha-CAMPA), Maharashtra State, Nagpur
7. Additional Principal Chief Conservator of Forests (Conservation), M.S., Nagpur
8. Collector, Aurangabad.
9. Chief Executive Officer, Zilha Parishad, Aurangabad.
10. Chief Conservator of Forests (Territorial), Aurangabad.
11. Deputy Conservator of Forests, Aurangabad.
12. Executive Engineer, Public Works Division, Aurangabad.
13. Select File, Desk F-10.

- I. Collector- Aurangabad, Chief Executive Officer, Zilla Parishad, Aurangabad and Deputy Conservator of Forests, Aurangabad are hereby directed to forward the copy of this order to concerned Heads of Local Bodies, Panchayats, Municipal Bodies in addition to the relevant offices of the Government and they shall also ensure the display of this order on their notice board as well as on the notice board of local self-government bodies for the information of general public.
- II. Executive Engineer, Public Works Division, Aurangabad is hereby directed that they should publish the entire order of forest clearances granted in verbatim along with the details of Survey No., Gut No., area and legal status of each Survey, Gut No.etc. along with the conditions and safe guards imposed by the State Government while granting forest clearances in two widely circulated daily newspapers, one in

vernacular language and other in English language. Copy of the Newspapers be submitted to Conservator of Forests (Territorial), Aurangabad & Deputy Conservator of Forests, Aurangabad.

- III.** Heads of Local Bodies, Panchayats and Municipal Bodies in addition to the relevant offices of the Government are hereby directed to display the same on their notice board for 30 days from the date of receipt for the information of general public.